

## MINUTES OF A REGULAR MEETING

### BROOKLYN CITY COUNCIL

**May 23, 2005**

**7:00 p.m.**

The Mayor, Council and all in attendance recited the Pledge of Allegiance.

President Albier: "Would you call the roll Mr. Fisk."

Clerk Fisk: "John Frey."  
"Rich Albier."  
"Kathy Pucci."

Councilman J. Frey: "Here."  
Councilman Albier: "Here."

President Albier: "Kathy Pucci is out of town this evening and she will not be here."

Clerk Fisk: "Rita Brown."  
"Colleen Gallagher."  
"Greg Frey."  
"Tom Coyne."

Councilwoman Brown: "Here."  
Councilwoman Gallagher: "Here."  
Councilman G. Frey: "Here."  
Councilman Coyne: "Here."

President Albier: "Tonight's agenda: We have approval of a contract with the Sports Venue, and Mr. Kappler will say a few words about it at the appropriate time; we have two resolutions, Resolution 2005-7, Adopting the Tax Budget for the fiscal year 2006; Resolution 2005-8, A Resolution for a Project Labor Agreement; we have Ordinance 2005-19, this will be the third reading, To adopt Chapter 503 entitled, Criminal Activity Nuisances of the Codified Ordinances of the City of Brooklyn; and any other matters that may come before Council. The chair needs a motion to approve the minutes of May 9<sup>th</sup>."

Councilman Coyne: "Motion to approve."

Councilwoman Brown: "Second."

Councilwoman Gallagher: "Mr. Albier, may I be recognized?"

President Albier: "Yes Mrs. Gallagher."

Councilwoman Gallagher: "There's a couple of mistakes in the minutes. Page four, under Kathy Pucci's statement, line number 17, it should be general contractor instead of general contract; and page five, under my comments, it says other Ohioans who have, it's supposed to be gone, and they have, they removed the g off of it. And under your comments, Mr. Albier, on page five, it says thank you Mrs. Gallagher, and they left the k off of it. And on page 10, under my comments, the last, in the first paragraph, last two lines, will should be deleted. And that's it."

Councilwoman Brown: "Move to approve as amended."

Councilman Coyne: "Second."

Councilwoman Gallagher: "Second."

Clerk Fisk: "To approve the May 9<sup>th</sup> minutes as amended, John Frey."

"Rich Albier."  
"Rita Brown."  
"Colleen Gallagher."  
"Greg Frey."  
"Tom Coyne."

Councilman J. Frey: "Yea."  
Councilman Albier: "Yea."  
Councilwoman Brown: "Yea."  
Councilwoman Gallagher: "Yea."  
Councilman G. Frey: "Yea."  
Councilman Coyne: "Yea."

President Albier: "We'll now have the public session. Anyone that has anything to say for the good and welfare of the City of Brooklyn, please come forward and state your name and address."

**Tom Adamski:** "Tom Adamski, 9625 Melody Lane. I have several questions which I will direct to Council President Balbier to direct any answer. It's regarding the commercial sign ordinance. First of all I'm very happy to see that it was passed. The first question, is a business required to file a permit to have signs posted?"

President Balbier: "Yes, yes he has to have a permit."

Mr. Adamski: "Does the permit address any duration that the signs can only be displayed, for instance, one day, one week, two weeks?"

President Balbier: "I don't know the answer to that. Mr. Ockington's not here, unless the Mayor does."

Mayor Patton: "I know there are some criteria that applies to different kinds of signs, whether it's a temporary sign for a weekend sale, whether it's a political sign for 30 days before and up to 10 days after, similar to that. But there are some criteria, I can't tell you off the top of my head right now."

Mr. Adamski: "If there is no permit and the signs are placed illegally, who has the authority within the city to remove the signs?"

Mayor Patton: "Order of the Building Commissioner."

Mr. Adamski: "And the last question. Is there any specified footage that signs can be put, for instance, every 100 feet, 200 feet, and if not, I would suggest that Council could probably consider specifying that only one sign could be placed every so many feet or within one block. Thank you."

President Balbier: "Tom, they have that for political signs, but I don't know about other signs. Anyone else?"

**Shirley Palumbo:** "Shirley Palumbo, 10218 Micka Drive, Brooklyn. I would like to thank all those who contributed to the Icehouse Tavern benefit for Brooklyn Animal Shelter. We had a very good time and we raised funds for our shelter building campaign. Tonight I'm here to announce we have presented our proposal to Council. We are committed to this project and have negotiated in good faith. The draft lease agreement has a 30 day clause, meaning if either party has a problem we will come back to the table and work it out. We believe this document is fair and we hope Council will agree to allocate funds so the building process can begin. Mr. Bill Robb and Mr. Bob Kappler will meet to discuss the building plan with the view to getting the most return on our investment. This brings up more fundraising. Available at the Brooklyn Library and City Hall will be brochures for participation in the Brooklyn Animal Shelter's 1<sup>st</sup> annual dog walk to be held Sunday, June 5<sup>th</sup>. Registration will be at the bus turnaround in front of Radoan School, 4525 Radoan Road, and it will begin at 11:00. The walk starts at 12 noon. Walkers may carry a stuffed animal if they don't have a dog. The route is Radoan to Biddulph, Ridge to Memphis and back to Radoan Road, where those who have collected \$50 or more will receive a token of appreciation from BAS, Inc. We will also be selling t-shirts. Our t-shirts will be on sale at the Brooklyn Senior Center from 6-7 p.m. the last Thursday each month. Sunday, July 24<sup>th</sup> is our flea market at the Brooklyn Senior Center from 9-3. We still have room for vendors. Please contact Helen Gutwein at 216-741-8699 if you are interested. And last, watch for advertisements of Brooklyn Animal Shelter dine-in days this summer by local restaurants on our website, [www.brooklynshelter.org](http://www.brooklynshelter.org) and all around our town. Thank you."

President Balbier: "Thank you Mrs. Palumbo. Anyone else wish to speak? We'll now move onto reports from committees, commissions and boards. The first is the Public Works Committee and the chairperson is Mr. Greg Frey."

Councilman G. Frey: "No report Mr. Balbier."

President Balbier: "Thank you Mr. Frey. The next is the Public Safety, and that's Mrs. Pucci, and she's not here this evening. So we'll go to the Planning Commission, and that's Mr. John Frey."

Councilman J. Frey: "Planning Commission. Please be advised that the Brooklyn Planning Commission has scheduled a meeting for Thursday, June 2, 2005 at 7 p.m. in the Mayor's Court room, 7619 Memphis

Avenue to hear the following. A request for similar conditional use approval and preliminary site plan approval from Key Bank to construct proposed restaurants and day care center on out lots to be located at 4900-5000 Tiedeman Road. And the second item is any other business that may come before the Planning Commission. This is over at Cascade Crossings where the Key Bank is, they plan for new construction. And that's all I have to report."

President Albier: "Thank you Mr. Frey. Next is the Rec Board, and I'm the chairman of that Board. We talked about Sports Venue advertising, and I'm want to skip over that, Mr. Kappler can give it in his report. But the summer program registration, learn to skate was 21 residents signed up and 50 nonresidents; for the dance it was the residents 18 signed up and two nonresidents; soccer were six residents and two nonresidents; baseball was 344 sign-ups; and the Day Camp reached it's goal, we now have 52 people signed up, so Day Camp will go along like it has in the past, only the hours have been changed, they're from 8 a.m. to 2:45 p.m. Monday, June 20<sup>th</sup> thru July 22<sup>nd</sup>, and there's no classes on July 4<sup>th</sup>. Learn to swim there were 125 residents that signed up and 78 nonresidents; in tennis there were six residents and two nonresidents; and in cheerleading there 13 residents and two nonresidents. The next meeting of the Rec Board will be on June 20<sup>th</sup> and that'll be the last meeting before summer break. Next is the Finance Committee, and Mrs. Pucci isn't here, but Mr. Tom Coyne will give that report."

Councilman Coyne: "Thank you Mr. Albier. We had a busy evening this evening. One of the items was the Sports Venue contract approval, that was approved on May 16<sup>th</sup> by the Recreation Board, to authorize the Mayor to enter into an agreement with Sports Venue Advertising for advertising at the Natatorium, pools and Memorial Park fountain area. This will begin on June 1<sup>st</sup> and will continue for 30 days. Next was Resolution 2005-7, which is a Resolution adopting the Tax Budget for the fiscal year 2006, and this was gone over by our Finance Director, Mr. Fisk, and we placed it on first reading. And next was Resolution 2005-8. This was a resolution for a PLA, Project Labor Agreement. This is for the new fire and EMS station, which is going to be a fast track project. And this allows us to have a union agreement in place, so that if there is any disruption it won't affect this particular project. And it only applies to this particular project. This is an agreement that has been used successfully for a number of years with mostly government entities, but also some private entities such as the Cleveland Clinic and some other businesses. It appears to me as a win-win situation and I think it's gonna be a great addition to this project in particular. And then finally we had a presentation on the Brooklyn Animal Shelter. And that was pretty much it for the Finance Committee. Thank you.

President Albier: "Thank you Mr. Coyne. Next is Domestic Violence and Legislative Update, Mrs. Gallagher, do you have anything on those two items?"

Councilwoman Gallagher: "Mr. Albier, just that there's going to be a Domestic Abuse Council meeting Wednesday, June 8<sup>th</sup> at 6:30 p.m. in the Senior-Community Center. And that's it."

President Albier: "Thank you. Mr. Ockington is on vacation, so we won't have a report from the Zoning Board of Appeals. However, tonight, at the beginning of the year we asked that our representatives from the Parma Hospital give us a report, and there are a lot of things that are said at their meetings that are not public, so we're just interested in general statements on how the hospital's doing and what they expect in the future. And I see that we have both of our representatives here tonight, Mrs. Leahy and Mr. Bundy.

***A presentation was given by Mr. Cassidy, legal representative of Parma Hospital and Mrs. Ruth Leahy and Mr. John Bundy, Brooklyn representatives for The Parma Hospital Board of Trustees.***

President Albier: "Okay, next we'll move onto the reports of Council, and tonight we start with Mr. John Frey."

**Councilman John Frey:** "Yes sir, thank you Mr. Albier. First I want to know who drives the F-150 red truck. That's a dandy truck. Who is that for, the Rec Department or the Service Department?"

Director Kappler: "Right now we're using it to transport flowers."

Councilman J. Frey: "Flowers?"

Director Kappler: "From the Service Garage for the planting up here to City Hall. Eventually it will be turned over to our senior grassers."

Councilman J. Frey: "Very good, nice looking truck. And next thing, does anybody have an update on NOPEC? Are we ever going to get anything finalized on NOPEC?"

President Albier: "Mr. Mayor?"

Mayor Patton: "I could probably update you. There is no news out of NOPEC. Basically they're waiting for the cost of natural gas to come down. But earlier this year they said they had an agreement with Dominion East Ohio Energy, which is the non-regulated subsidiary of Dominion East Ohio Gas. And there has been no action. And Mr. Fisk and I are looking at other avenues that we could go, because winter comes quick, and the cost of gas is probably going to rise up again, along with electrical costs. That's what the forecast is. So we're going to try to find a deal for the citizens of Brooklyn."

Councilman J. Frey: "Okay, I thank you. And in the interest of expediency, that's all I have to report."

**President Rich Albier:** "Thank you Mr. Frey. I only have a couple of things. I would like to thank Mr. Ockington, Mr. Kappler and Chief Murphy. In the last two weeks it seemed like I had a slew of complaints, and all three of them took care of the complaints, or they're still working on a couple of them. But I'd like to thank all three of them. I have a question for Chief Murphy. Chief, have we taken over control of the traffic lights on Memphis yet, or when do we anticipate that, or what's the story?"

Chief Murphy: "No. We're supposed to receive the computer disk Friday from Peram. Once we receive the computer from them then we'll set up the lights we want them."

President Albier: "That's what I'm looking for."

Chief Murphy: "There's be a few adjustments. If you've seen Tiedeman Road, Tiedeman and Memphis, that's been, we're overriding that through the box. But the other problem right now is these two lights out in front of this place. So after Friday we should get that fixed up."

President Albier: "Okay, thank you. Just remember the Memorial Day parade is a week from today, and I'm sure the Mayor will have some particulars on that. And also the Master Plan has a public meeting scheduled for Tuesday, June 7<sup>th</sup> at 7 p.m. at the Brooklyn Senior Center. That's to get input from our residents about our Master Plan. And that's all I have. Mrs. Pucci is gone tonight, and Mrs. Brown you're next."

**Councilwoman Rita Brown:** "Thank you Mr. Albier. First I want to comment on the animal fundraiser. It was very successful, and thank you for all the people who came. I understand that the animal shelter, that the group cleared \$2,000 so we are well on our way to providing funds, well needed funds. And I'm sure we will be doing a lot better in the future. I can't do the walk, but I can appear with a stuffed doggie. I don't have my own animal, but I have a stuffed Browns dog that I am going to bring and introduce it to the real animals. I received some conflicting information here. The question was, who do we call to remove signs that are not appropriate, and the answer was the Building Commissioner. Well maybe that's okay during the week. On the weekend I was advised to call the Police Department. Nobody can touch anybody's sign unless the Police Department knows about it. And the Police Department would notify Mr. Kappler, who, on weekends, any time on a weekend, that's when they generally go up, he would arrange to have them removed. Is that correct Mr. Kappler?"

Director Kappler: "If I am notified I will arrange to have them removed on the weekends."

Councilwoman Brown: "Okay, now I do have something very important to bring up. Last meeting I made the announcement that no employee of the garage ever gave me a call. In all the years I have been on Council they have not called me about the animal shelter, and they have not called me about any other problem that they have. Well this week a very polite young man did give me a call. He brought forth three

points that he wanted me to take care of. I had hoped to have a Safety meeting this evening, however it didn't transpire, so I am asking to have one set up for 6:00 on June 13<sup>th</sup>. And I believe I have to announce what the Safety meeting is for. I will give you two points that was brought out to me. One was, in the garage, fumes in the garage. Some of the employees felt if it was not safe for animals it was probably not safe for humans. Now at the Safety Committee meeting I hope to go into that problem, see if there is a danger, and if there is how we can correct it. The second point that was brought up, the unpaved parking lot that they have. Specifically, in the summer when they open the doors, and they have to open the doors, the wind blows the sand into the garage and comes in their eyes, they breathe it in, and I believe that is a safety concern. And I hope to have that discussed at the Safety meeting. And the third point I will not bring up at this time, because it really doesn't concern the safety. And that completes my report."

President Albier: "Thank you Mrs. Brown. Mrs. Gallagher."

**Councilwoman Colleen Gallagher:** "Thank you Mr. Albier. Good evening ladies and gentlemen. I would like to take a moment to congratulate the Brooklyn Animal Shelter for raising over \$2,000 also at their last event. The money will be used to care for and house the pets of Brooklyn. I was personally quite impressed to see all the members of Council in attendance and enjoying the food and conversation. Council, as well as everyone who was there, seemed to revel in the festivity. I wish publicly like to thank Ed and Debbie Walsh of the Icehouse, and Mr. Dick Goddard, for their part in making this fundraiser a huge success. I wish ~~like~~ to thank all of you who attended. And thank you Mr. Cassidy, Mr. Bundy and Mrs. Leahy for your update. Parma Community Hospital worked with our Domestic Abuse Committee to open a safe room, and I thank you for that, from the bottom of my heart. And also, Mr. Kappler, could you give us the results and details of the summer Day Camp registration?"

Director Kappler: "Yes I can. Oh, you'd like it now. Yes, 52 children were signed up for Day Camp. Hours are going to be, start at 8:00 and end at 2:45 I believe it is."

Councilwoman Gallagher: "Yeah, I know this, I just wanted to know how many participated, residents participated."

Director Kappler: "Yes, the number is now 52."

Councilwoman Gallagher: "Okay, thank you. And also, the Laurel Garden Club card party will be Sunday, June 5<sup>th</sup> from 1-4:30 p.m. Tickets are \$5. Door prizes and raffle will be held. Tickets may be purchased from Barb Stanton, her number is 398-5306. And Barb does a wonderful job with the Laurel Garden Club. And also, the snow removal sign-up is August 8-12, and the City of Brooklyn has decided not to use the small window sticker for snow removal this year. The decision has been made to use the larger cardboard snow removal sign that was used in the past. So I just wanted to give you an update on that. And that completes my report."

President Albier: "Thank you Mrs. Gallagher. Mr. Greg Frey."

**Councilman Greg Frey:** "Thank you Mr. Albier. First I would like to remind everybody that Memorial Day occurs next week. I hope we all take the time to remember what Memorial Day is about, while we go about our picnicking activities and what not. Many have given their all to provide us with what we have, and one day set aside each year to remember the sacrifice is not out of line at all. It is something we ought to proudly recognize. Number two, Mr. Kappler, I would like to compliment the city crew. The street sweeper, the landscaping in the parks that's been done. They've been busy as bees. Back here in this park, down at Biddulph and Ridge, and in the other areas, just cleaning, weeding, cutting, bringing in mulch. Everything looks really good. The flowers out front. I'm very proud to go through the streets of Brooklyn, we're looking very good. Chief Murphy, I want to compliment the Police Department. I got a call Saturday morning from a resident that had just gotten an automated call from the school regarding a case that they had of viral meningitis, which is not quite as serious as the bacterial meningitis, it doesn't spread the same, but anyhow, it's enough to alarm any parent. It happened, I guess they confirmed the case on a Friday afternoon, they notified all the parents by an automatic calling system that the school has in place, but there's nobody there on a Saturday. And I got a call from a parent that wanted to know if we were aware and what we were doing. I called down at the Police Department, and they were pretty busy, because they were getting calls. But they were handling them. I talked to a dispatcher who was on top of it, and they were dealing with it. I called the

Mayor's house, he informed me that the county had been notified, we had taken all the proper actions. So Mayor, kudos to you. That's a good response. And you know, we need to know that those kinds of programs exist in Brooklyn, okay, that we can communicate with our residents, communicate with our Police Department and what not, to get answers to things, and to take appropriate answers. When something happens that we need to have a community response we can do it. And I don't know if anybody else noticed it, I believe it was this morning in the Plain Dealer, there was a lead editorial regarding the Plain Dealer's stance on the cuts to Local Government Funds, admonishing the Legislature not to balance their budget on the backs of local governments, counties, libraries and health care facilities in the State of Ohio. And maybe there's going to be some progress on this. We're being done wrong, and maybe if the light of day shines on Columbus enough, they'll take some remedial action and help us with that, so... I think that's all I have Mayor, thank you, or Mr. Balbier, I'm sorry, thank you."

President Balbier: "Thank you Mr. Frey. Mr. Tom Coyne."

**Councilman Tom Coyne:** "Thank you Mr. Balbier. Thank you Mrs. Leahy and Mr. Bundy and Mr. Cassidy for the Parma Hospital update, it was very informative. Brooklyn Animal Shelter, thank you Mrs. Palumbo and her committee, on your presentation at the Finance Committee earlier this evening, and also for a very enjoyable fundraiser at the Icehouse, and the Walshes for hosting it. I hope everyone joins us on Memorial Day for the festivities. Most of the local churches have early morning services, and then at 10:00 at West Park Cemetery the VFW has their memorial, followed at 11:00 at the starting of the parade at the high school. Also, earlier today I was informed by a resident that this is the 40<sup>th</sup> anniversary of Cpl. Brock's, James Brock's death in Vietnam. And I looked on the website but I didn't see any reference at all to it. I would like something, historical background and information on the naming of the Brock Memorial Playground, Mayor, if we could get that on the website, I think that would very informative and a little bit of history for our community. I'm glad to see that the Day Camp program got enough to stay in business, the 52 children registered. Relay for Life, American Cancer Society, I see Mike Hadl and some of the other people that are involved in this endeavor, I've been involved in it for a number of years. It's Friday, June 17<sup>th</sup> at Brooklyn Stadium at 6 p.m. It's an all night affair, goes through to noon on Saturday. Good luck to all the teams on raising money for the American Cancer Society. Although the Coyne team will be unable to be at this year's event due to one of my sons' getting married out of town, I hope that all of Brooklyn residents get involved in this, and the Relay team passes their donations from previous years. Please support this cause and stop by at Brooklyn Stadium on Friday or Saturday, June 17<sup>th</sup> or 18<sup>th</sup>. Mayor, grass cutting, got a couple complaints on this. On the city side of I-480, and I know this is an ongoing problem over the years, it's almost two feet high in some places. This is from the berm looking towards the Brooklyn resident's side on each side, the grass has grown up. I know we can't do anything on the other side, but I know we have at times in the past done some trimming of that on the Brooklyn side. Could you see what could be done as far as taking care of their trimming it?"

Mayor Patton: "If you talk to me afterward, because there is no city side along 480."

Councilman Coyne: "Well I know, they own from the fence on, the right of way is fence on. But I know in previous years we had some help from the state..."

Mayor Patton: "Years ago the state used to hire a contractor who came out only two times a year, sometimes three, if that. Finally one year they never showed up. Mr. Kappler had his crews in there last year cutting it. We cut our budget, and we are not hiring as many part time employees at the Service Garage this year, and it doesn't appear we're going to have employees to cut it. So Mr. Kappler and I will get together with ODOT to see if they could get in there, to throw a crew in there, and cutting it once or twice is better than none at all."

Councilman Coyne: "Alright, there are herbicides that are available that are quote, unquote, 'clean herbicides' that will only enable the grass to grow a certain number of inches high. It might be an option that we could every spring maybe spread some of it or spray some of it."

Mayor Patton: "It's an option. I want to bring that up with ODOT, because we're spraying on their property, so whose liability would it be."

Councilman Coyne: "Right, I understand. Thank you, that's all I had. Thank you."

President Albrier: "Thank you Mr. Coyne. That completes the reports of Council, we'll now have the Mayor's report."

**Mayor Ken Patton:** "Okay, thank you. Our trustees do a fantastic job at Parma Hospital, and we look forward to many good things in the future. You have great programs, and I hope I don't have to visit the hospital for a long time. I had a lot to do with students over the past couple weeks. Brooklyn High School's academic banquet, they served six awards to seniors who had six year awards. Also the sixth grade class of Brook ridge and the Junior High came up to the Commons and did some yard work for us. Planting the trees with the Cub Scouts last Friday with Pack 369 right here in our park. So it was a lot to do with young children, and that's what you like to see in your park, is all these kids with their eyes big and helping out. The Coffee with the Mayor had 50 attendees, it was very good. And I want to thank the Laurel Garden Club who came out last Wednesday evening and helped plant the stars for us, both across the street and here by the Veterans' Memorial Park. Coming up tomorrow I'll be visiting with the Commissioners talking about abandoned houses and what we can do with it. There's such a backlog in Cuyahoga County that it's going to take anywhere two to three years before you can get any action on an abandoned house. And there's also an integrated mosquito management meeting at the Board of Health, so we're trying to see what we can do to prevent mosquitoes. Interviews for Civil Service positions at the Recreation Center will be finalized this week. I hope to have a candidate, we will pick one person to finish this year and hopefully add to the budget next year to bring a second person in. We will not replace the three managers or the Commissioner. We're only going to replace a manager and a assistant manager, or in lieu of, possibility of a foreman over there. Today I accepted a retirement effective May 31<sup>st</sup> of Frank Nunnari, the foreman over at the Recreation, and we wish him the very best. Senior Celebration will be this Thursday over at the Senior Center, it starts at 11:30. And also Memorial Day scheduled I have I will get to in a moment. On the corner of Brookside and No. Amber, Regional Sewer is continuing their Big Creek Interceptor Project. It's going to have a generator pumping the sewage back to the Big Creek Interceptor so that they can work further upstream. It'll be outside of Brooklyn, but this is the location where they need that generator, and it will be there for some time in the near future. We're also working on the dedication to the Biddulph and Ridge park to Cpl. Knight. We've made some progress on that. We have an informal date of August 6<sup>th</sup>, so everybody can put that on their calendar and look forward to that. We hope we can confirm that shortly. And June 5<sup>th</sup> is going to be a real busy day in Brooklyn, starting with the dog walk for the Brooklyn Animal Shelter group. And you leave that and you go over to the Laurel Garden Club who has their card party at 1:00. Then you leave that and you go over to the Brooklyn High School graduation at 2:00. So we wish all our graduates, not only from Brooklyn High School but from every high school, the very best and hope you can find a cure for cancer and everything else. Lutheran Hospital Advisory Board has informed us that they will open an Urgi-Care Center on Northcliff Avenue next to the, what's the insurance place over there, Progressive Insurance, and that grand opening date is August 10<sup>th</sup>. We have a couple shows in our park. On June 14<sup>th</sup> at 7 p.m. we have Great Brad Magic Show. On Tuesday, July 12<sup>th</sup> at 7 p.m. we have Balloon Creations by Magic Mike. We have Summer Serenade concerts beginning June 26<sup>th</sup> – that's 6:30 to 8:30, all of these are 6:30 to 8:30. The second one will be July 24<sup>th</sup> and the third one will be August 28<sup>th</sup>. Brooklyn Home Days will be Friday, Saturday and Sunday, August 12, 13 and 14<sup>th</sup>. And we're going to have all kinds of entertainment, special events, food, rides, games and family fun. The Memorial Day parade, it's going to start at 11:00 at Brooklyn High School, it's going to gather at 10:45. Ceremonies at West Park Cemetery are scheduled for 9:30 a.m. After the ceremony at the cannons right here, we're going to have a gather and grill in the park, and you can purchase a picnic lunch that our Fire Department and Police Department will be cooking up. And that will benefit the Metro Hospital Burn Center and also the City of Brooklyn's DARE program. The DARE children are invited to ride or walk in the parade, along with all our veteran families. And also, bike riders, decorate your bicycles and meet up at the high school at 10:45. Children under the age of 14 must wear protective helmets. And that's all I've got for that one. At this time I'm asking Council confirmation of Mr. James Oper to replace Nancy Titlow on the Planning Commission. Jim, you're here tonight, if you'd like to stand up. His background is as a forecast analyst, quality systems coordination, with in-depth manufacturing backup, including production and inventory control, and a strong communication skill. He works for the Kichler Lighting Group and lives on Elizabeth Lane. I ask Council confirmation."

Councilwoman Brown: "Move to accept Mr. Oper as member of the Planning Commission."

Councilman G. Frey: "Second."

Councilman Coyne: "Second."

Clerk Fisk: "To appoint Mr. Oper to the Planning Commissioner, John Frey."

Councilman J. Frey: "Yea."

"Rich Albier."

Councilman Albier: "Yea."

"Rita Brown."

Councilwoman Brown: "That's a fine name in Brooklyn, yea."

Clerk Fisk: "Colleen Gallagher."

Councilwoman Gallagher: "Yea."

"Greg Frey."

Councilman G. Frey: "Yea."

"Tom Coyne."

Councilman Coyne: "Yea."

Mayor Patton: "Thank you. Congratulations Jim. What is it, June 2<sup>nd</sup> at 7:00. Okay, speaking of the various budgets, not only is it the state budget that could affect us, but our federal budget. But we were urged by the United States Conference of Mayors this week to contact our senators, and I did, urging opposition to Amendment 646, cutting clean air, transit, enhancements and highway programs. And this is what they're trying to cut. Congestion, mitigation and air quality cut by 4 billion; transit formula grants and research cut by 5 billion; surface transportation enhancements cut by 1.1 billion. That's where we were hoping to get some of our Quiet Zone funding from. Transportation and community and system preservation cut by 100 million; transportation infrastructure finance and innovation cut by 100 million; federal highway administration cut by 400 million. So call your senators and start opposing what they're doing with our budget because there's not going to be any money left for the cities to use. It was mentioned about our public hearing for the Master Plan, June 7<sup>th</sup> at 7 p.m., please attend if you can. Also the Mammo Van will be coming to Brooklyn Senior Center on June 6<sup>th</sup> from 9:00 to 3:00. And breast cancer will develop in one out of eight women, early detection through mammography shows cure rates to approach 100%. If you're interested please call the Senior Center. And our blood pressure will be taken by our Brooklyn paramedics on June 9<sup>th</sup> and also June 23<sup>rd</sup> over at the Senior Center, and it says every Tuesday from 1-2:30, so that's good. Okay? It's in here, so you've got to do it. And that's my report."

President Albier: "Thank you Mayor."

Councilman Coyne: "Mr. Albier."

President Albier: "Yes Mr. Coyne."

Councilman Coyne: "May I ask a question. Mayor, on the generator, is that a 24/7 operation?"

Mayor Patton: "Yes it is."

Councilman Coyne: "Okay, and it'll be whatever sound proofing they can..."

Mayor Patton: "Yes, they muffle it the best they could."

Councilman Coyne: "Okay, thank you."

Councilwoman Gallagher: "Mr. Albier, may I be recognized?"

President Albier: "Yes Mrs. Gallagher."

Councilwoman Gallagher: "Mr. Coyne, I just wanted to give you an update about the high grass along 480. I talked to the Mayor previously to the Council meeting. I had a resident call me over the weekend, and I was out of town, I returned his call tonight when I got home from work. And he was complaining about the high grass. And I called Tim DeGeeter right away. Tim DeGeeter, our State Rep., is going to have a meeting with the Mayor, he is going to ask Councilmembers and the residents who are complaining over there, and ODOT, and he's going to try to put together a partnership, and try and to get them to cut the grass and to replace the trees, and do the watering of the trees and that. He's going to try this and meet with all of us and try to resolve this. So I just wanted to let you know he's going to do everything in his power to try to help the residents over there and work with the Mayor."

Councilman Coyne: "Thank you Colleen."

President Balbier: "Okay, we'll now have the reports of the directors, and the first is the Finance Director, and that's Mr. Gale Fisk."

**Director Fisk:** "Thank you. The tax budget is available at the reception desk here at City Hall during normal working hours and in the dispatch center in the Police Department after hours. There'll be an ad in the paper this Thursday and next Thursday, June 2<sup>nd</sup>, about the tax budget. Tonight the tax budget will be on first reading. June 13<sup>th</sup> there'll be a public hearing at 7:00 concerning the tax budget. And on June 27<sup>th</sup> we hope that we'll have an option such that we can submit the tax budget to the county by July 15<sup>th</sup>. The tax budget is prepared at 6.9 mills, which is the 5.4 mills that we have historically done, plus the 1.5 mills that was authorized on Issue 10 last November. I'd also like to report on our bond anticipation notes. We accepted bids on May 11<sup>th</sup>, the winning bidder was Key Capital Markets, with a bid of a net interest rate of 2.964%. The cover bid was 3.075%, so Key certainly gave us a very aggressive bid, and we appreciate that. The notes are for \$4.3 million for the fire station and the new fire truck, and for 1.5 million for renewal notes, which means that we are paying off \$410,000 on notes this year. I've already gone through and set the schedule for investments, and the money will be paid tomorrow and immediately invested tomorrow. Mr. Frey brought up the thing about the Local Government Funds. The Local Government Fund with its cuts was passed by the House and has now been sent forward to the Senate and there were hearings on May 12<sup>th</sup>. The indication is that the Senate is looking at restoring some of the cuts for municipalities and townships, and the Senate is supposed to pass their version of the budget by June 1<sup>st</sup>. If theirs is in fact different from the House, there will be a conference committee, and just to let you know, one of the people on the conference committee is Dale Miller; and I certainly think that if everything comes out with some cuts in the Senate version, we need to contact Representative Miller and make sure that our thoughts are known for the conference committee. And that's all I have, thank you."

President Balbier: "Thank you Mr. Fisk. Next is the Service Department, Mr. Kappler please."

**Director Kappler:** "Thank you Mr. Balbier. First I would like to give the Building Department report. During the month of May they did 99 high grass inspections, they sent out 73 high grass letters and did 68 re-inspections. That was on residential. And they also did 67 commercial property maintenance inspections and they did five commercial violation letters. And that would complete that report, then I would like to go into Service. Our Senior grass cutting is right on schedule. Weather has been cooperating, so we're able to get all our properties cut. We have received four letters from our Building Department as far as cutting abandoned or neglected homes, and we have done those four homes at least once, and we will be billing owners of those homes. CEI is going to have their helicopter flying over the wires to look for any type of hazards, as far as trees growing within a certain footage of their wires or any other type of things, and they will doing that for the next couple of weeks. And last but not least, today I received a voice mail from a Winter Lane resident complaining about the way my crews trim the trees on Winter Lane. That individual did not leave a name or a phone number for me to contact them but said that they would be watching the Council meeting, and to see if I would address the issue. I hope that resident will give me a call, because I drove Winter Lane today and looked, and I believe our guys trimmed the trees correctly. You have to have so much clearance on sidewalks and also on streets. So if that resident would like to discuss this matter with me, feel free to contact me. And that would complete my Service report. Next I'd like to touch base on just a couple of things on Recreation that I think were missed. First of all, we have our route for our parade. It's going to start at Brooklyn High, Brooklyn High School, travel east on Biddulph to Ridge, north on Ridge to Memphis, then west on Memphis and end at City Hall. I will also like to touch on that agreement that Mr. Balbier had requested, mentioned. It's up for Council approval tonight, it's with Sports Venue, and it's for them to advertise for a 30-day period. They will put in four banners, they're 3'x5', and four 4x6' non-skid mats. They'll be placed by the fountain in the park, two there; and also two by our swimming pools. At the end of the 30-day period the banners and the mats are ours to use. They're advertising for Clorox. And it says 'Most germs prefer swimming in your kitchen sink', and it shows a little thing of Clorox and how it's also a disinfectant. I'm hoping Council will approve this, because I believe the mats could be used in other areas at the end of the 30 days, if we choose to, or we could leave them in the pool area. And that completes the Recreation report."

President Balbier: "Thank you Mr. Kappler. Chief Murphy."

**Chief Murphy:** "The Police Department has no report President Albier."

President Albier: "Thank you Mr. Murphy. Chief Duchoslav."

**Chief Duchoslav:** "No report either."

President Albier: "Thank you Chief."

Mayor Patton: "One more item if I could."

President Albier: "Mayor."

Mayor Patton: "Mr. Kappler, correct me if I'm wrong, but all city buildings will be closed Memorial Day."

Director Kappler: "That is correct."

Mayor Patton: "Thank you."

President Albier: "That's very important. The Law Department, Mr. Shaper, do you have a report or not?"

**Director Shaper:** "I do not have a report."

President Albier: "Thank you sir. Okay, the first item we have is approval of the contract that Mr. Kappler just talked about. And like he said, we get a little bit of revenue and it's only for 30 days, and after that we take possession of the mats. So if any Councilperson has anything to say about this, we'll take a vote."

Councilman Coyne: "Move to approve."

Councilwoman Brown: "Second."

Clerk Fisk: "To approve the contract for Sports Venue, John Frey."

"Rich Albier."

"Rita Brown."

"Colleen Gallagher."

"Greg Frey."

"Tom Coyne."

Councilman J. Frey: "Yea."

Councilman Albier: "Yea."

Councilwoman Brown: "Yea."

Councilwoman Gallagher: "Yea."

Councilman G. Frey: "Yea."

Councilman Coyne: "Yea."

President Albier: "We now have the part of the meeting if there's any audience remarks pertaining to the legislation on the agenda. If no one has anything to say we'll move on. The first one is **RESOLUTION 2005-7**. A Resolution adopting the Tax Budget for fiscal year 2006. And this will be put on for first reading."

Councilman J. Frey: "I move we put it on for first reading."

Councilwoman Brown: "Second."

Councilman Coyne: "Second."

Clerk Fisk: "To place Resolution 2005-7 on first reading, John Frey."

"Rich Albier."

"Rita Brown."

"Colleen Gallagher."

"Greg Frey."

"Tom Coyne."

Councilman J. Frey: "Yea."

Councilman Albier: "Yea."

Councilwoman Brown: "Yea."

Councilwoman Gallagher: "Yea."

Councilman G. Frey: "Yea."

Councilman Coyne: "Yea."

President Albier: "The second one is **RESOLUTION 2005-8**, A Resolution for a Project Labor Agreement. And I would like to ask our Law Director Mr. Shaper to say a few words about what this involves."

Director Shaper: "The most important aspect of this agreement from the city's point of view, is this agreement will prevent work stoppages. And if there are strikes for any reasons by any of the major trades, the project in Brooklyn, the fire station, will not go on strike, which will allow the project to proceed. In return, what is asked for is that all bidders who bid on this project must enter into an agreement with the trades, and that again is in the city's interest, in terms of how the project will be done, in terms of the relationships between the trades. This is a, it looks to be a win-win situation and will allow the project to continue. As it's going well right now, it looks like it will continue that way."

Councilman J. Frey: "Thank you."

President Albier: "Thank you Mr. Shaper. Is there any Councilperson wish to comment on this before we vote. We would like to pass this tonight, so I need a motion."

Councilman J. Frey: "I move we adopt Resolution 2005-8."

Councilwoman Gallagher: "Second."

Councilwoman Brown: "Second."

Councilman G. Frey: "Do you need a motion to introduce?"

Clerk Fisk: "Motion to suspend the rules first."

Councilman G. Frey: "Move to suspend..."

President Albier: "Okay Greg, I'll have the..."

Councilman G. Frey: "Motion to suspend the rules."

Councilman Coyne: "Second."

Clerk Fisk: "To suspend the rules on 2005-8, John Frey."  
"Rich Albier."  
"Rita Brown."  
"Colleen Gallagher."  
"Greg Frey."  
"Tom Coyne."

Councilman J. Frey: "Yea."  
Councilman Albier: "Yea."  
Councilwoman Brown: "Yea."  
Councilwoman Gallagher: "Yea."  
Councilman G. Frey: "Yea."  
Councilman Coyne: "Yea."

Clerk Fisk: "To adopt, John Frey."  
"Rich Albier."  
"Rita Brown."  
"Colleen Gallagher."  
"Greg Frey."  
"Tom Coyne."

Councilman J. Frey: "Yea."  
Councilman Albier: "Yea."  
Councilwoman Brown: "Yea."  
Councilwoman Gallagher: "Yea."  
Councilman G. Frey: "Yea."  
Councilman Coyne: "Yea."

President Albier: "The last piece of legislation is **ORDINANCE 2005-19**, third reading. This is the Ordinance to adopt Chapter 503 entitled Criminal Activity Nuisances of the Codified Ordinances of the City of Brooklyn. And as you remember, this is the ordinance where if the police have to go continually go back to the same location for some type of disturbance they could cite the people."

Councilwoman Brown: "Move to adopt."

Councilwoman Gallagher: "Introduced by all, suspend the rules."

Councilman Coyne: "Second."

President Albier: "It's on third reading, we don't need that."

Councilwoman Brown: "It's on third reading, we don't have..."

Councilman G. Frey: "I second Mrs. Brown's motion to adopt."

Councilwoman Brown: "Move to adopt."

Clerk Fisk: "To adopt Ordinance 2005-19, John Frey."  
"Rich Albier."  
"Rita Brown."  
"Colleen Gallagher."  
"Greg Frey."  
"Tom Coyne."

Councilman J. Frey: "Yea."  
Councilman Albier: "Yea."  
Councilwoman Brown: "Yea."  
Councilwoman Gallagher: "Yea."  
Councilman G. Frey: "Yea."  
Councilman Coyne: "Yea."

President Albier: "Does any Councilperson have anything else they wish to bring before Council tonight?"

Councilman J. Frey: "I move we adjourn."

Councilman Coyne: "Second."

Clerk Fisk: "To adjourn, John Frey."  
"Rich Albier."  
"Rita Brown."  
"Colleen Gallagher."  
"Greg Frey."  
"Tom Coyne."

Councilman J. Frey: "Yea."  
Councilman Albier: "Yea."  
Councilwoman Brown: "Yea."  
Councilwoman Gallagher: "Yea."  
Councilman G. Frey: "Yea."  
Councilman Coyne: "Yea."

Meeting adjourned.

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Clerk of Council

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